IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Marc A. Jurgovan et al.

Serial No.: (Divisional of U.S.

Serial No.: 09/079,382)

Examiner: Not yet assigned

Filed: Herewith Group Art Unit: Not yet assigned

For: FLEXIBLE PACKAGE HAVING
A RE-CLOSABLE ZIPPER

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Prior to examination of the above-identified patent application, please make the following amendments.

IN THE SPECIFICATION:

On page 1, after "Background of the Invention" insert: - This application is a continuation of U.S. Application No. 09/079,382 entitled FLEXIBLE PACKAGE HAVING A RE-CLOSABLE ZIPPER, filed on May 15, 1998. --

N THE CLAIMS:

Please cancel claims 27-38.

REMARKS

This application is being filed as a divisional application in response to a restriction requirement made during the prosecution of Serial No. 09/079,382. The

specification has been amended to note the cross reference to the originally filed application. The claims have been amended to cancel claims 27-38 thereby leaving claims 1-26 for examination in this application.

Respectfully submitted,

Stephen B. Parker Registration No. 36,631 ROTHWELL, FIGG, ERNST & KURZ, p.c. 555 Thirteenth St., N.W., Suite 701 East Tower Washington, DC 20004 Tel. 202-783-6040

Dated: August 11, 1999

0914-1372div1.pam